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13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**

15 **SAN FRANCISCO DIVISION**

16 MAXIMILIAN KLEIN, et al.,

17 Case No. 20-cv-08570-JD

18 Plaintiffs,

19 Hon. James Donato

20 v.

21 META PLATFORMS, INC.,
22 Defendant.

**DECLARATION OF BRIAN J. DUNNE
IN SUPPORT OF ADVERTISER
PLAINTIFFS' ADMINISTRATIVE
MOTION TO CONSIDER WHETHER
SNAP INC.'S MATERIAL SHOULD BE
SEALED**

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1 I, Brian J. Dunne, declare and state as follows:

2 1. I am an attorney licensed in the State of California and admitted to the United States
3 District Court for the Northern District of California. I am a partner at Bathaee Dunne LLP, counsel for
4 the Advertiser Plaintiffs in the above-captioned matter. I have personal knowledge of the facts set forth
5 herein and, if called as a witness, could and would testify competently to them.

6 2. This declaration is made in support of Advertiser Plaintiffs' Administrative Motion to
7 Consider Whether Snap Inc.'s Material Should Be Sealed, filed in connection with the concurrently
8 filed discovery dispute letter.

9 3. Certain documents and information referenced in the discovery dispute letter have been
10 designated by nonparty Snap Inc. as "Confidential" or "Highly Confidential" under the Stipulated
11 Protective Order (Dkt. No. 314).

12 4. Portions of the discovery dispute letter referencing or reflecting the contents of the
13 documents and information designated by Snap as "Confidential" or "Highly Confidential" have been
14 redacted from the publicly filed version of the letter. *See Civil L.R. 79-5(e)(1).*

15 5. An unredacted version of the discovery dispute letter with these references highlighted
16 in green is filed herewith. *See Civil L.R. 79-5(e)(2), (f)(1).*

17 6. The discovery dispute letter also contains information designated as "Confidential" or
18 "Highly Confidential" by Defendant Meta Platforms, Inc. This information has also been redacted from
19 the publicly-filed letter, and has been highlighted in green in the unredacted letter filed with this motion.

20 7. Advertiser Plaintiffs' request is limited to documents and information produced by Snap
21 marked Confidential or Highly Confidential, or information directly reflecting documents and
22 information produced by Snap marked Confidential or Highly Confidential. This request is thus
23 narrowly tailored to seek sealing only of potentially sealable material.

24 8. The potential sealing of information designated as "Confidential" or "Highly
25 Confidential" by Meta Platforms in the discovery dispute letter is subject to a separate Administrative
26 Motion to Consider Whether Meta Platforms, Inc.'s Material Should be Sealed.

27 I declare under penalty of perjury that the foregoing is true and correct.

1 Executed on May 31, 2023, in Austin, Texas.

2 /s/ Brian J. Dunne

3 Brian J. Dunne

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